
From: David L. Rieser [DRieser@muchshelist.com]
Sent: Monday, August 26, 2013 9:54 AM
To: Clark, Jacqueline
Cc: Douglas.Reinhart@bp.com
Subject: RE: Wedron - IR AOC/SOW [IWOV-MS1.FID373208]

Categories: Red Category

Jacquie:

This is the only figure we have from the SOW. Please advise if you have further questions.

From: Clark, Jacqueline [mailto:clark.jacqueline@epa.gov]
Sent: Thursday, August 22, 2013 12:44 PM
To: David L. Rieser
Cc: Douglas.Reinhart@bp.com
Subject: RE: Wedron - IR AOC/SOW [IWOV-MS1.FID373208]

David – can you forward the figures associated with the draft SOW?

Jacquie Clark

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From: David L. Rieser [mailto:DRieser@muchshelist.com]
Sent: Wednesday, August 21, 2013 4:07 PM
To: Clark, Jacqueline
Cc: Douglas.Reinhart@bp.com
Subject: Wedron - IR AOC/SOW [IWOV-MS1.FID373208]

Jacquie:

Attached please find a pdf of the redlined AOC for your review and discussion next week. I have noted two factual uncertainties which we will resolve going forward. IR personnel did not have information regarding the size of the Standard Oil tanks so we weren't sure about the 17,000 gallon designation. With respect to the legal description, this is the description we provided, but I want to know more precisely what this covers since that will be the area subject to the AOC. You may also note on the redline that the paragraph numbers are changed, but apparently this was due to numbering issues in the original and not to the fact that we removed any paragraphs.

Doug and I have discussed the issue regarding having one consent decree for both companies, and we both believe that this will be easier and cleaner if each company has their own AOC. To cite but one example, neither company should be responsible for stipulated penalties associated with the other companies' actions. In any event, the draft AOC is tendered only with respect to Illinois Railway.

Regarding the AOC, the parties have already exchanged copies of draft AOCs, and their approach should be consistent. We will be prepared to discuss these issues next Wednesday, but if you have questions in the meantime, please contact me.

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